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1AP20 Rec'd PCT/PTO 24 MAY 2006

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE
(DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371

ATTORNEY'S DOCKET NUMBER		
PIGL127608		
U.S. APPLICATION NO. (if known, see 37 C.F.R. 1.5)		
10/580573		
INTERNATIONAL APPLICATION NO.	INTERNATIONAL FILING DATE	EARLIEST PRIORITY DATE CLAIMED
PCT/NZ2004/000298	November 24, 2004	November 24, 2003
TITLE OF INVENTION		
IMPROVEMENTS TO BOTTLE CAPSULES AND/OR BOTTLE LABELS		
APPLICANT(S) FOR DO/EO/US		
Richard John UPSHIRE		

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information by **Express Mail**:

- ☒ 1. This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
- ☐ 2. This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 37 U.S.C. 371.
- ☒ 3. This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
- ☒ 4. The US has been elected (Article 31).
- ☒ 5. A copy of the International Application as filed (35 U.S.C. 371(c)(2))
- ☒ a. is attached hereto (required only if not communicated by the International Bureau).
- ☐ b. has been communicated by the International Bureau.
- ☐ c. is not required, as the application was filed in the United States Receiving Office (RO/US).
- ☐ 6. An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
- ☒ 7. Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
- ☐ a. are attached hereto (required only if not communicated by the International Bureau).

LAW OFFICES OF
CHRISTENSEN O'CONNOR JOHNSON KINDNESS^{PLLC}
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- ☐ b. have been communicated by the International Bureau.
- ☐ c. have not been made; however, the time limit for making such amendments has NOT expired.
- ☒ d. have not been made and will not be made.
- ☐ 8. An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
- ☐ 9. An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
- ☐ 10. An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11 to 20 below concern document(s) or information included:

- ☐ 11. An Information Disclosure Statement under 37 C.F.R. 1.97 and 1.98.
- ☐ 12. An assignment document for recording. A separate cover sheet in compliance with 37 C.F.R. 3.28 and 3.31 is included.
- ☐ 13. A preliminary amendment. Please enter the Preliminary Amendment prior to calculation of the filing fee. The "Amendments to the Claims" section adds ____ additional pages to the application, bringing the total number of pages to ____.
- ☒ 14. An Application Data Sheet under 37 C.F.R. 1.76.
- ☐ 15. A substitute specification.
- ☐ 16. A power of attorney and/or change of address letter.
- ☐ 17. A computer-readable form of the sequence listing in accordance with PCT Rule 13^{ter}.2 and 37 C.F.R. 1.821 – 1.825 is transmitted herewith in printed and computer-readable formats. The paper and computer-readable copies of the sequence listing are the same and do not contain new matter. Entry of the sequence listing into the application is requested. The paper copy comprises ____ additional pages.
- ☐ 18. A second copy of the published international application under 35 U.S.C. 154(d)(4).
- ☐ 19. A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
- ☒ 20. Other items or information:
- ☒ a. International Preliminary Report on Patentability, including annexes (amended specification pages 1-3 and amended claim pages 9 and 10).
- ☒ b. International Search Report.

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				CALCULATIONS	
The following fees are submitted:.					
21. <input checked="" type="checkbox"/> a) Basic national fee..... \$300				\$300	
22. <input checked="" type="checkbox"/> b) Examination fee				\$200	
If the written opinion prepared by ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4).....\$0.00					
All other situations.....\$200.00					
23. <input checked="" type="checkbox"/> c) Search fee				\$400	
If the written opinion of the ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4).....\$0.00					
Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority\$100.00					
International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB\$400.00					
All other situations.....\$500.00					
TOTAL OF ABOVE CALCULATIONS =				\$900	
____ Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250.00 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	Rate		
13 - 100 =	/50=	0	x \$250	\$--	
Surcharge of \$130 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(h)).				\$--	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	- 20 =		x \$50	\$--	
Independent claims	- 3 =		x \$200	\$--	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$360	\$--	
TOTAL OF ABOVE CALCULATIONS =				\$900	
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2.				\$450	
SUBTOTAL =				\$450	
Processing fee of \$130 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).				\$--	
+ TOTAL NATIONAL FEE =				\$450	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40 per property.				\$--	

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24 MAY 2006

TOTAL FEES ENCLOSED =		\$450
Amount to be refunded:		\$
Amount to be charged:		\$

- X a. Check No. 170633 in the amount of \$450 to cover the above fees is enclosed.
- X b. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 03-1740. A duplicate copy of this sheet is enclosed.


SEND ALL CORRESPONDENCE TO:

Customer No. 26389

Brandon C. Stallman
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Respectfully submitted,

CHRISTENSEN O'CONNOR
JOHNSON KINDNESS^{PLLC}

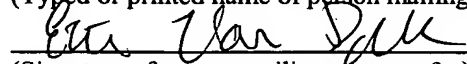


Brandon C. Stallman
Registration No. 46,468
Direct Dial No. 206.695.1708

EXPRESS MAIL CERTIFICATE

Express Mail No.: EV 683 831 549 US
Date of Deposit: May 24, 2006

I hereby certify that this document and the enclosures listed therein are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Erin Van Dyck
(Typed or printed name of person mailing paper or fee)

(Signature of person mailing paper or fee)

BCS:cj

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